

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Nellore District –Release of decretal charges of an amount of Rs.18,76,152/- for acquisition of land for house sites to weaker sections in OP No.58/86 - Permission accorded - Orders - Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No.737

Dated.22-10-2008.

Read the following

- 1.From the District Collector, Nellore Lr.Rc.No.G1/2327/2007, dated.8-6-2007.
- 2.From the Commissioner of Social Welfare, AP, Hyderabad Letter Rc.No. LA.4/6044/07, Dated.16-8-2007.
- 3.Govt. Memo.No.12435/LA.1/2003-6, SW (LA) Dept., Dated.20-6-2008.

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ORDER :

In the letter 2<sup>nd</sup> read above the Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, has furnished a proposal for release of an amount of Rs.18,76,152/- towards payment of decretal charges in OP.NO.58/86 to the District Collector, Nellore,

2. The land to an extent of Ac.18.58 cents in Sy.No.322.2A of Nellore Bit - 1, has been acquired by the Land Acquisition Officer and RDO, Nellore for provision of house sites to weaker sections and passed Award No.2/1980, dated.20-2-1980 by fixing the market value @ Rs.16,000/- per acre. The land owners of Ac.17.345 cents, referred the matter under Section 18 of Land Acquisition Act, before the Sub-ordinate Judge, Nellore in OP No.58/1986 and the Court enhanced market value from Rs.16,000/- to Rs.46,500/- per acre in its decree dated.29-7-1988. The land owner Sri Ambati Narasimha Rao filed EP No.17/90 for release of decretal charges as per court orders. Therefore an amount of Rs.4,12,000/- has been deposited before the Sub-ordinate Judge Court, Nellore on 23-3-1992. The Land Acquisition Officer filed Appeal Suit No.1492/89 before the High Court and the High Court sent the case to lower court for remand on 15-9-1993. The Subordinate Judge Court, Nellore in its decree, dated.30-11-1994, enhanced the market value from Rs.16,000/- to Rs.32,000/- per acre, for 4 claimants and @ Rs.24,000/- per acre, for one claimant (Sri Badri Mallikarjunaiah). The claimants entitled to 30% Solatium, 12% Addl. Market Value, 9% interest for the 1<sup>st</sup> year and 15% for the remaining period. Further the land owners filed AS No.2026/96 and AS No.347/95 and the Land Acquisition Officer filed AS No.1404/2005 before the Hon'ble High Court and the Court has fixed the market value @ Rs.45,000/- per acre in its order dated 13-9-2005. The land owners entitled to other benefits as per amended land acquisition Act, And the interest on solatium is not necessary as per orders in AS No.347/95 dated.12-3-2004.

3. The Commissioner of Social Welfare, AP, Hyderabad has forwarded the proposal of the District Collector, Nellore along with revised calculation sheet and requested the Government to release of an amount of Rs.18,76,152/- to comply with the orders of Hon'ble Court, in OP No.58/86.

4. After careful examination of the matter Government hereby accord permission to utilize an amount of Rs.18,76,152/- (Rupees eighteen lakhs seventy six thousands, one hundred and fifty two only) to the District Collector, Nellore towards payment of decretal charges to comply with the orders of the Court in AS No.2026/95 and 347/95 in OP No.58/1986 for acquisition of the land in Sy.No.322.2A of Nellore Bit -1, Nellore District.

(P.T.O.)

5. The expenditure sanctioned in para (4) above shall be debited to "2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites to weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid" and shall be met from the provision available in the Budget Estimates 2008-09.

6. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the District Collector, Nellore to deposit the amount sanctioned above to comply with the orders of the Court.

7. The District Collector, Nellore, is directed to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order issues with the concurrence of Finance (Exp.SW) Department vide their U.O.No.29263/500/A1/Expr.SW/08, Dated.17-10-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad.  
The District Collector, Nellore.

Copy to :

The Director of Treasuries and Accounts, A.P. Hyderabad.  
The Pay and Accounts Officer, Hyderabad.  
The Accountant General, A.P, Hyderabad.  
The District Treasury Officer, Nellore.  
Finance (Exp.SW) /(BG) Department.  
Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER